



Docket No.: G8575.0002
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jan Faergemann

Application No.: 10/562,608

Confirmation No.: 6148

Filed: December 23, 2005

Art Unit: N/A

For: METHOD FOR INHIBITING THE
GROWTH OF ANTIBIOTIC RESISTANT OF
BACTERIA BY USING PENTANE-1, 5-DIOL

Examiner: Not Yet Assigned

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed April 10, 2006, Applicant respectfully submits a Combined Declaration and Power of Attorney, an Assignment (w/ Recordation Coversheet), and Part 2 Copy of Notice.

Please charge our Credit Card in the amount of \$205.00 covering the fees set forth in 37 CFR 1.16(f), 1.21(h), and additional claim fee. Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

application by this firm) to our Deposit Account No. 50-2215, under Order No. G8575.0002.

Dated: April 28, 2006

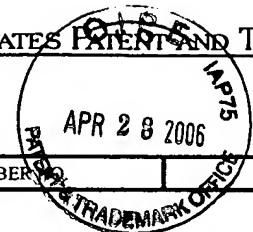
Respectfully submitted,

By Edward A. Meilman
Edward A. Meilman

Registration No.: 24,735
DICKSTEIN SHAPIRO MORIN &
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New York, New York 10036-2714
(212) 835-1400
Attorney for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

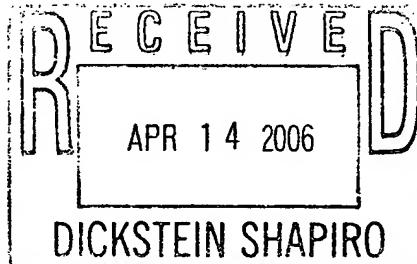


UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

PCT

| U.S. APPLICATION NUMBER | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-------------------------|-----------------------|------------------|
| 10/562,608 | Jan Faergemann | G8575.0002 |

32172
 DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP
 1177 AVENUE OF THE AMERICAS (6TH AVENUE)
 41 ST FL.
 NEW YORK, NY 10036-2714



Date Mailed: 04/10/2006

INTERNATIONAL APPLICATION NO.

PCT/SE04/01001

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
| 06/23/2004 | 06/26/2003 |

CONFIRMATION NO. 6148
 371 FORMALITIES LETTER



OC000000018487098

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/23/2005
- Copy of the International Search Report filed on 12/23/2005
- Copy of IPE Report filed on 12/23/2005
- Preliminary Amendments filed on 12/23/2005
- Information Disclosure Statements filed on 12/23/2005
- Request for Immediate Examination filed on 12/23/2005
- U.S. Basic National Fees filed on 12/23/2005
- Priority Documents filed on 12/23/2005

DSMO FILE NO. G8575,0002
 DUE: June 10, 2006
 C/L: _____
 ENTERED BY: Jan Faergemann
 ATTY: Jan Faergemann

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$100 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$165** for a Small Entity:

- **\$65** Surcharge.
- Total additional claim fee(s) for this application is **\$ 100**
 - **\$100** for 1 independent claims over 3.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/562,608 | PCT/SE04/01001 | G8575.0002 |

FORM PCT/DO/EO/905 (371 Formalities Notice)



2006-04-28 APR 28 APR 2006

PTO/SB/17 (01-06)

Approved for use through 7/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Fees provided to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TRADEMARK OFFICE FEE TRANSMITTAL For FY 2006

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 205.00)

Complete if Known

| | |
|----------------------|------------------------|
| Application Number | 10/562,608-Conf. #6148 |
| Filing Date | December 23, 2005 |
| First Named Inventor | Jan Faergemann |
| Examiner Name | Not Yet Assigned |
| Art Unit | N/A |
| Attorney Docket No. | G8575.0002 |

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____
 Deposit Account Deposit Account Number: 50-2215 Deposit Account Name: Dickstein Shapiro Morin & Oshinsky LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayment of Credit any overpayments
 fee(s) under 37 CFR 1.16 and 1.17

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|--------------|-------------|--------------|------------------|--------------|----------------|
| | Fee (\$) | Small Entity | Fee (\$) | Small Entity | Fee (\$) | Small Entity | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues) 50 25
 Each independent claim over 3 (including Reissues) 200 100
 Multiple dependent claims 360 180

Total Claims Extra Claims Fee (\$) Fee Paid (\$) Multiple Dependent Claims
 - = _____ x _____ = _____ Fee (\$) Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)
 4 - 3 = 1 x 100.00 = 100.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| | | | | |
|---------------------|---------------------|---|-----------------|----------------------|
| <u>Total Sheets</u> | <u>Extra Sheets</u> | <u>Number of each additional 50 or fraction thereof</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
| _____ | - 100 = _____ | /50 (round up to a whole number) x _____ | = _____ | Fee Paid (\$) |

4. OTHER FEE(S)

| | |
|--|-------|
| Non-English Specification, \$130 fee (no small entity discount) | 65.00 |
| Other (e.g., late filing surcharge): 1051 Surcharge-Late oath or declaration | 40.00 |
| 8021 Assignment Recordation | |

| SUBMITTED BY | | Registration No. (Attorney/Agent) | Telephone | Date |
|-------------------|-------------------|--------------------------------------|----------------|----------------|
| Signature | Edward A. Meilman | 24,735 | (212) 896-5471 | |
| Name (Print/Type) | Edward A. Meilman | | | April 28, 2006 |

05/04/2006 GFREY1 00000105 10562608

01 FC:2617
02 FC:2614

65.00 0P
100.00 0P